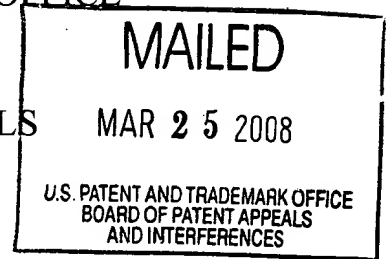


UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte* JAMES STEVEN REID and JAMES H. FALLON

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Appeal No. 2008-0139  
Application 09/739,933

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**ORDER DISMISSING APPEAL**

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On August 12, 2004 appellants filed a Notice of Appeal. On January 28, 2008, appellants filed a Request for Continued Examination (RCE) under 37 CFR § 1.114. The RCE will be treated as a request to withdraw the appeal.

Appeal No. 2008-0139  
Application 09/739,933

Accordingly, it is

ORDERED that the appeal filed on April 22, 2005 is dismissed.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: 

DALE M. SHAW  
Chief Appeals Administrator  
(571) 272-9797

DMS:saj

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